Evan S. Schwartz New York Bar No. 2428825 SCHWARTZ LAW PC 122 East 42nd Street, Suite 725 New York, NY 10168 (212) 608-5445

Stephen M. Hauptman New York Bar No. 4491411 NEWMEYER & DILLION LLP 895 Dove Street, 5th Floor Newport Beach, CA 92660 (949) 854-7000

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

LORI KILGANNON, individually and on behalf of all others similarly situated,

CASE NUMBER: 1:17-cv-06278

Plaintiff,

NOTICE OF VOLUNTARY DISMISSAL OF CLASS ACTION

-against-

WITHOUT PREJUDICE

SOULCYCLE, INC., a Delaware corporation,

Defendant.

----- X

TO THE COURT, DEFENDANT AND ITS COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT Plaintiff Lori Kilgannon, individually and on behalf of all others similarly situated, hereby voluntarily dismisses without

prejudice the above-captioned class action. This Notice is submitted pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(i), as Defendant SoulCycle, Inc. has yet to serve an answer or motion for summary judgment in this action.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to a proposed settlement reached between Plaintiff and Defendant, Plaintiff shall move to assert, and obtain approval to settle, her claims within the following class action, which is currently pending before the United States District Court for the Central District of California: *Marko Cavka v. SoulCycle, Inc.*, Case No. 8:16-cv-01821 (KESx).

Dated:

October 4, 2017

Respectfully submitted,

By:/s/Evan S. Schwartz

Stephen M. Hauptman New York Bar No. 4491411 **NEWMEYER & DILLION LLP** 895 Dove Street, 5th Floor Newport Beach, CA 92660 (949) 854-7000

Evan S. Schwartz New York Bar No. 2428825 SCHWARTZ LAW PC 122 East 42nd Street, Suite 725 New York, NY 10168 (212) 608-5445

Attorneys for Plaintiff Lori Kilgannon and the Class